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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 JOHN INGEBRETSEN,

10 Plaintiff,

11 vs.

12 JACK PALMER, et al.,

13 Defendants.
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Case No. 3:07-CV-00251-LRH-(RAM)

ORDER

15 Before the Court are Petitioner's Motion to Amend First Amended Petition for Writ of
16 Habeas Corpus Pursuant to 28 U.S.C. § 2254 (#37), Respondents' Opposition (#38), and
17 Petitioner's Reply (#41). After reviewing the documents, the Court determines that leave to amend
18 is warranted, and the Court grants the motion.

19 IT IS THEREFORE ORDERED that Petitioner's Motion to Amend First Amended Petition
20 for Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254 (#37) is **GRANTED**. Petitioner shall file
21 and serve the Second Amended Petition within ten (10) days from the date of entry of this Order.

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1 IT IS FURTHER ORDERED that Respondents shall have forty-five (45) days from the date
2 of service of the Second Amended Petition to answer, or otherwise plead to, the Second Amended
3 Petition. If Respondents file and serve an answer, then they shall comply with Rule 5 of the Rules
4 Governing Section 2254 Cases in the United States District Courts, and then Petitioner shall have
5 forty-five (45) days from the date on which the answer is served to file a reply.

6 DATED this 16th day of March, 2009.

A handwritten signature in blue ink, appearing to read "L. Hicks", is written over a faint circular stamp.

LARRY R. HICKS
UNITED STATES DISTRICT JUDGE